



General Assembly

**Amendment**

January Session, 2009

LCO No. 5550

\*HB0652705550HDO\*

Offered by:

REP. FONTANA, 87<sup>th</sup> Dist.

SEN. CRISCO, 17<sup>th</sup> Dist.

To: Subst. House Bill No. 6527

File No. 312

Cal. No. 250

**"AN ACT CONCERNING MINOR CHANGES TO THE INSURANCE  
AND RELATED STATUTES."**

1 Strike lines 4 to 6, inclusive, in their entirety and insert the following  
2 in lieu thereof:

3 "(15) (A) Captive insurers, as defined in section 38a-91k, as amended  
4 by this act, and (B) captive insurance companies, as defined in section  
5 38a-91aa, if a registered agent cannot be found with reasonable  
6 diligence at the registered office of a captive insurance company."

7 After the last section, add the following and renumber sections and  
8 internal references accordingly:

9 "Sec. 501. Section 38a-91k of the general statutes is repealed and the  
10 following is substituted in lieu thereof (*Effective from passage*):

11 Each captive insurer that is domiciled in another state and offers,  
12 renews or continues insurance in this state shall provide the  
13 information described in subdivisions (1) to (3), inclusive, of

14 subsection (a) of section 38a-253 to the Insurance Commissioner in the  
15 same manner required for risk retention groups. If a captive insurer  
16 does not maintain information in the form prescribed in section 38a-  
17 253, the captive insurer may submit the information to the Insurance  
18 Commissioner on such form as the commissioner prescribes. As used  
19 in this section and section 38a-25, "captive insurer" means an insurance  
20 company owned by another organization whose primary purpose is to  
21 insure risks of a parent organization or affiliated persons, as defined in  
22 section 38a-1, or in the case of groups and associations, an insurance  
23 organization owned by the insureds whose primary purpose is to  
24 insure risks of member organizations and group members and their  
25 affiliates.

26 Sec. 502. Section 38a-491a of the general statutes is repealed and the  
27 following is substituted in lieu thereof (*Effective January 1, 2010*):

28 (a) Each individual health insurance policy providing coverage of  
29 the type specified in subdivisions (1), (2), (4), (11) and (12) of section  
30 38a-469 delivered, issued for delivery, renewed, amended or continued  
31 in this state [on or after January 1, 2000,] shall provide coverage for  
32 general anesthesia, nursing and related hospital services provided in  
33 conjunction with in-patient, outpatient or one-day dental services if the  
34 following conditions are met:

35 (1) The anesthesia, nursing and related hospital services are deemed  
36 medically necessary by the treating dentist or oral surgeon and the  
37 patient's primary care physician in accordance with the health  
38 insurance policy's requirements for prior authorization of services; and

39 (2) The patient is either (A) determined by a licensed dentist, in  
40 conjunction with a licensed physician who specializes in primary care,  
41 to have a dental condition of significant dental complexity that it  
42 requires certain dental procedures to be performed in a hospital, or (B)  
43 a person who has a developmental disability, as determined by a  
44 licensed physician who specializes in primary care, that places the  
45 person at serious risk.

46       (b) The expense of such anesthesia, nursing and related hospital  
47       services shall be deemed a medical expense under such health  
48       insurance policy and shall not be subject to any limits on dental  
49       benefits under such policy."